Application Number	10/692,179		Reexamination HENDERSON, DA		
Document Code - DISQ		Internal Document – DO NOT MAIL			
TERMINAL DISCLAIMER	⊠ APPROVED		☐ DISAPP	☐ DISAPPROVED	
Date Filed : January 29, 2007	This patent is subject to a Terminal Disclaimer				
Approved/Disapproved by:					
Henry D. Jefferson					
•					

U.S. Patent and Trademark Office

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Docket Number (Onlineal)

FERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING	Docket Number (Optional)
REJECTION OVER A "PRIOR" PATENT	H-116

In re Application of:	Daniel A. Henderson	
Application Number	10/692,179	
Filed	10/23/2003	
For:	Method and Apparatus For Improved Personal	Communication Devices and Systems
the expiration date of the full U.S.C. 154 and 173, and as any patent so granted on the	Henderson , of 100 percent terminal part of the statutory term of any patent granted of statutory term prior patent No. 6.278.862 the term of said prior patent is presently shortened by an instant application shall be enforceable only for and during s with any patent granted on the instant application and is bin	as the term of said prior patent is defined in 35 y terminal disclaimer. The owner hereby agrees that such period that it and the prior patent are commonly
would extend to the expiratio patent is presently shortened expires for failure to is held unenforceal is found invalid by is statutorily disclated has all claimed car is reissued; or	ner, the owner does not disclaim the terminal part of the term n date of the full statutory term as defined in 35 U.S.C. 154 at by any terminal disclaimer," in the event that said prior pat o pay a maintenance fee; ble; a court of competent jurisdiction; imed in whole or terminally disclaimed under 37 CFR 1.321; neeled by a reexamination certificate; erminated prior to the expiration of its full statutory term as prior to	and 173 of the prior patent, "as the term of said prior ent later:
Check either box 1 or 2 below		
1 For submissions or etc. the undersigne	n behalf of a business/organization (e.g., corporation, partnered is empowered to act on behalf of the business/organization	rship, university, government agency, n.
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. 2 The undersigned is an attorney or agent of record. Reg. No 24,581		
Mole	Signature	\\25 \\ 2007
	K. Tendler	617-723-7268
Typed or	printed name	Telephone Number
X A check in the amoun	t of the Terminal disclaimer fee under 37 CFR 1.20(d) is enc	losed.
'	1. Form PTO-2038 is attached.	
The Director has already been authorized to charge fees in this application to a Deposit Account. X The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to		
Deposit Account Nun	r authorized to charge any fees which may be required, or creater I have enclosed a duplicate	edit any overpayment, to e copy of this sheet.
	on this form may become public. Credit card information	on should not be included on this form.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 25 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, V.A. 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, V.A. 22313-1450.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).

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REJECT	IMER TO OBVIATE A DOUBLE PATENTING TION OVER A "PRIOR" PATENT	Docket Number (Optional) H-116	
		R-110	
In re Application of:	Daniel A. Henderson		
Application Number	10/692,179		
Filed	10/23/2003		
For:	Method and Apparatus For Improved Persona	al Communication Devices and Systems	
The owner*. Daniel A. Henderson of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6.278.862 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.			
In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claimed canceled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.			
Check either box 1 or 2 below			
1 For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc. the undersigned is empowered to act on behalf of the business/organization.			
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
2 The udderligned is	an attorney or agent of record. Reg. No24,581	1 25 2007	
Robert '	K. Tendler	617-723-7268	
	printed name	Telephone Number	
X A check in the amount of the Terminal disclaimer fee under 37 CFR 1.20(d) is enclosed.			
Payment by credit card. Form PTO-2038 is attached.			
	The Director has already been authorized to charge fees in this application to a Deposit Account.		
X The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 20-0449 . I have enclosed a duplicate copy of this sheet.			
Warning: Information of Provide credit card Info	on this form may become public. Credit card information and authorization on PTO-2038.		
Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). form PTO/SB/96 may be used for making this certification. See MPEP § 324.			

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 25 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, V.A. 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22113-1450.

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	MER TO OBVIATE A DOUBLE PATENTING PENDING REFERENCE" APPLICATIONS	Docket Number (Optional) H-116
In re Application of:	Daniel A. Henderson	
Application Number	10/692,179	
Filed	10/23/2003	
For:	Method and Apparatus For Improved Person	nal Communication Devices and Systems
except as provided below, the expiration date of the ful defined in 35 U.S.C. 154 ard disclaimer filed prior to the githe instant application shall commonly owned. This agrassigns. The reference ap No. 10/047,191, filed 11/07/02/03/2005; Serial No. 11/08	the terminal part of the statutory term of any patent grant I statutory term of any patent granted on any of the pen of 173, and as the term of any patent granted on said grant of any patent on the pending reference application be enforceable only for and during such period that it element runs with any patent granted on the instant appliplications are as follows: Serial No. 08/726,024, filed 1(2001; Serial No. 10/728,440, filed 1(2/05/2003; Serial No.	reent interest in the instant application hereby disclaims, ted on the instant application which would extend beyond ding reference applications listed below, as such term is reference application may be shortened by any terminal. The owner hereby agrees that any patent so granted on and any patent granted on the reference application are lication and is binding upon the grantee, its successors or 0/04/1996; Serial No. 10/033,824, filed 12/19/2001; Serial 11/045,677, filed 01/28/2005; Serial No. 11/050,370, filed 2/16/2005; Serial No. 11/115,445, filed 04/27/2005; Serial
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that any such patent granted on the pending reference application expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claimed canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer filed prior to its grant.		
Check either box 1 or 2 below, if appropriate.		
	on behalf of a business/organization (e.g., corporation, pa ed is empowered to act on behalf of the business/organiz	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.		
2. X The Indersigned i	s an attorbeyor agent of record. Reg. No. 24.	1/25/2007
	t K. Tendler	617-723-7268
Typed o	r printed name	Telephone Number
i -	nt of the Terminal disclaimer fee under 37 CFR 1.20(d) is	s enclosed.
	 form PTO-2038 is attached. ady been authorized to charge fees in this application to a 	a Deposit Account.
X The Director is hereb	ry authorized to charge any fees which may be required, mber I have enclosed a dup	or credit any overpayment, to

Provide credit card information and authorization on PTO-2038.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

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REJECTION OVER PENDING "REFERENCE" APPLICATIONS	Docket Number (Optional) H-116	
In re Application of: Daniel A. Henderson		
Application Number 10/692,179		
Filed 10/23/2003		
For: Method and Apparatus For Improved Persons	al Communication Devices and Systems	
The owner*, Daniel A. Henderson, of 100 percent Interest in the Instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on any of the pending reference applications listed below, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns. The reference applications are as follows: Serial No. 08/726,024, filed 10/04/1998; Serial No. 10/033,824, filed 12/19/2001; Serial No. 10/047,191, filed 11/07/2001; Serial No. 10/728,440, filed 12/05/2003; Serial No. 11/045,677, filed 01/28/2005; Serial No. 11/050,370, filed 02/03/2005; Serial No. 11/052,560, filed 02/05/2005; Serial No. 11/134,669, filed 05/19/2005; and Serial No. 11/134,670, filed 05/19/2005		
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that any such patent granted on the pending reference application expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claimed canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer filed prior to its grant.		
Check either box 1 or 2 below, if appropriate.		
1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc. the undersigned is empowered to act on behalf of the business/organization.		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.		
2. X The Indersigned is an attorbey of agent of record. Reg. No. 24.5	81	
Volu 1 Vol	1/25/2007	
Signature	Date	
Robert K. Tendler	617-723-7268	
Typed or printed name	Telephone Number	
X A check in the amount of the Terminal disclaimer fee under 37 CFR 1.20(d) is enclosed.		
Payment by credit card. Form PTO-2038 is attached.		
The Director has already been authorized to charge fees in this application to a Deposit Account.		
X The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 20-0449. I have enclosed a duplicate copy of this sheet.		
Warning: Information on this form may become public. Credit card inform Provide credit card information and authorization on PTO-2038.	ation should not be included on this form.	
*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the ass Form PTO/SB/96 may be used for making this certification. See MPEP 6 324.	signee (owner).	

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 25 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, V.A. 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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